

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Jose L. Linares
v. : Crim. No. 09-414 (JLL)
: CONTINUANCE ORDER
GENTIAN NACI :

This matter having come before the Court on the joint application of Ralph J. Marra, Acting United States Attorney for the District of New Jersey (by David E. Malagold, Assistant U.S. Attorney), and defendant Gentian Naci (by Bruce Rosen, Esq.) for an order granting a continuance of the proceedings in the above-captioned matter, and the defendant being aware he has the right to have the matter brought to trial within 70 days of the date of the indictment pursuant to Title 18 of the United States Code, Section 3161(c)(1), and as the defendant has requested and consented to such a continuance, and for good and sufficient cause shown,

IT IS THE FINDING OF THIS COURT that this action should be continued for the following reasons:

- i. Plea negotiations regarding a possible disposition are currently in progress, and both the United States and the defendant desire additional time to meet and confer regarding a disposition, which would render trial of this matter unnecessary and save judicial resources;

- ii. Defendant has consented to and requested the
aforementioned continuance;
- iii. Counsel for the defendant requests additional time
to investigate and prepare the case;;
- iv. Pursuant to Title 18 of the United States Code,
Section 3161(h)(7)(A), the ends of justice served
by granting the continuance outweigh the best
interests of the public and the defendant in a
speedy trial;
- v. Pursuant to Title 18 of the United States Code,
Section 3161(h)(7)(B)(i), failure to grant this
continuance would result in a miscarriage of
justice; and
- vi. Pursuant to Title 18 of the United States Code,
Section 3161(h)(7)(B)(iv), failure to grant this
continuance would unreasonably deny counsel for
the defendant the reasonable time necessary for
effective preparation, taking into account the
exercise of due diligence.

WHEREFORE, on this 16th day of November, 2010.

IT IS ORDERED that trial in this matter is continued from
November 15, 2010 to January 17, 2011.

IT IS FURTHER ORDERED that the period from the date of this
order through January 17, 2011, inclusive, shall be excludable in
computing time under the Speedy Trial Act of 1974, pursuant to

Title 18, United States Code, Section 3161(h)(7);

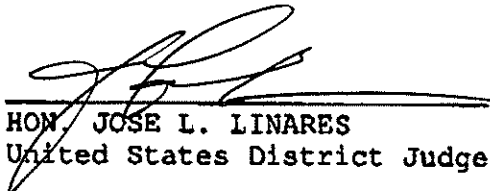
Nothing in this order shall preclude a finding that additional periods of time are excludable pursuant to the Speedy Trial Act of 1974.

Motions must be filed by December 6, 2010

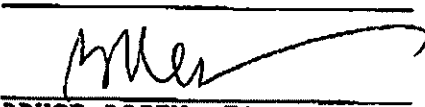
Responses due December 20, 2010

Replies due January 3, 2011

A hearing shall be held on January 17, 2011


HON. JOSE L. LINARES
United States District Judge

Consented to by:


BRUCE ROSEN, ESQ.
Counsel for Defendant Gentian naci

DAVID E. MALAGOLD
Assistant U.S. Attorney